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10-19-05

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NP/1 CIP/DIV

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO  
THE BOARD OF PATENT APPEALS AND INTERFERENCES

Application No. : 09/942,463  
Confirmation No. : 9750  
Applicant : Nikos Panayotatos  
Filed : August 29, 2001  
Group Art Unit : 1615  
Examiner : Carlos A. Azpuru  
Docket No. : NP/1 CIP DIV  
Customer No. : 1473  
For : THE USE OF PROTEIN OCCLUSION FOR THE  
SELECTIVE DELIVERY OF SMALL MOLECULES TO  
TARGETS

New York, New York  
October 17, 2005

Mail Stop AF  
Hon. Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

NOTICE OF APPEAL

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner mailed April 15, 2005 in which the rejection of claims 29-35 was made final.

A petition and fee for three-month extension under 37 C.F.R. § 1.136(a) is included herewith. The appropriate fee for filing this Notice of Appeal is herein below authorized by applicant to be withdrawn from applicant's deposit account by the Director.

10/20/2005 MAHMED1 00000076 061075 09942463

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- [X] Address all correspondence to:

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- [X] Please charge the \$250.00 appeal fee to Deposit Account No. 06-1075, Order No. 002861-0001. A duplicate copy of this Notice of Appeal form is enclosed.
- [X] The Director is hereby authorized to charge payment of any additional appeal fee, oral hearing fee, or both, or credit any overpayment of same, to Deposit Account No. 06-1075, Order No. 002861-0001. A duplicate copy of this Notice of Appeal form is enclosed.

EXTENSION FEE

- [X] The following extension is applicable to the Response filed herewith; [ ] \$60.00 extension fee for response within first month pursuant to 37 C.F.R. § 1.136(a); [ ] \$225.00 extension fee for response within second month pursuant to 37 C.F.R. § 1.136(a); [X] \$510.00 extension fee for response within third month pursuant to 37 C.F.R. § 1.136(a); [ ] \$795.00 extension fee for response within fourth month pursuant to 37 C.F.R. § 1.136(a); [ ] \$1,080.00 within fifth month pursuant to 37 C.F.R. § 1.136(a).
- [X] Please charge [ ] \$60.00; [ ] \$225.00; [X] \$510.00; [ ] \$795.00; [ ] \$1,080.00 in payment of the extension fee, to Deposit Account No. 06-1075, Order No. 002861-0001. A duplicate copy of this Notice of Appeal is enclosed.

- [X] The Director is hereby authorized to charge payment of any additional fees required under 37 C.F.R. § 1.17 in connection with the paper(s) transmitted herewith, or to credit any overpayment of same, to Deposit Account No. 06-1075, Order No. 002861-0001. A duplicate copy of this Notice of Appeal letter is transmitted herewith.

Respectfully submitted,



Craig Rochester (Reg. No. 43,052)

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